



Public Notice

Applicant:

New York Department of
Transportation

Date:

Published: July 23, 2004

Expires: August 21, 2004

**U.S. Army Corps
of Engineers**

In Reply Refer To:

Buffalo District **CELRB-TD-R RE:** 2004-00589(0) **Section:** NY 10 and 404

**Application for Permit under Authority of
Section 404 of the Clean Water Act (33 U.S.C. 1344).**

The New York State Department of Transportation (NYSDOT), 107 Broadway, Hornell, New York, has applied for a Department of the Army (DA) permit for the discharge of fill material into waters of the United States associated with the realignment of a 6,529 foot (1,990 meters) section of State Route 19 between Crawford Creek Road to the south and Hillcrest Road (County Route 49) to the north, near the Town of Canandaigua, Allegany County, New York. NYSDOT PIN 6014.35. The construction of the project will permanently impact 0.05 acres of jurisdictional palustrine scrub shrub wetlands and 656 linear feet (200 meters) of jurisdictional waters.

The following elements are included as part of the entire project:

1. The realignment of a segment of Route 19 measuring approximately 7,450 feet (2,271 meters) in length between a point located approximately 656 feet (200 meters) north of the intersection with Crawford Creek Road and Canal Street and a point located approximately 807 feet (246 meters) south of the intersection with Hillcrest Road (County Route 49). The realignment will permanently fill 0.05 acres of jurisdictional wetlands.

2. The relocation of a length of Crawford Creek measuring approximately 656 linear feet (200 meters) northward of its existing channel and the filling of approximately 656 feet (200 meters) in the existing stream channel to provide a sub-base for the newly realigned segment of State Route 19.

a. The addition of a total of approximately 2,408 cubic yards of riprap to provide for stabilization of the banks.

b. Vegetative plantings will be placed on the easternmost bank for approximately 590 linear feet (180 meters) to provide a bioengineering method of stream bank stabilization and stream shading.

c. Additionally, plantings will be made in a riparian buffer zone measuring 10 to 25 feet in width (variable depending on

field conditions) on the westernmost bank to provide bioengineered bank stabilization in the buffer zone of Crawford Creek.

3. The construction of a new bridge over Crawford Creek measuring approximately 78 feet (24 meters) long by 40 feet (12.2 meters) wide to provide a crossing for the newly aligned Route 19.

4. The existing bridge over Crawford Creek will remain in place to be used for pedestrian and bicycle traffic on a section of the New York State Department of Environmental Conservation (NYSDEC) sponsored multi-purpose Genesee Valley Greenway Trail. The pavement on the portion of the existing Route 19 that will be abandoned due to the road realignment will be removed and replaced with stone dust for the Genesee Valley Greenway Trail.

The applicant's stated purpose is to improve the safety of this section of Route 19 by straightening the curves and to provide a replacement for a currently failing bridge over Crawford Creek.

Location and details of the above described work are shown on the attached maps and drawings.

Questions pertaining to the work described in this notice should be directed to Lesta M. Ammons, who can be contacted by calling (716) 879-4247, or by e-mail at: Lesta.M.Ammons@LRB01.usace.army.mil

The following authorization(s) may be required for this project:

Water Quality Certification (or waiver thereof) from the New York State Department of Environmental Conservation.

There are no registered historic properties or properties listed as being eligible for inclusion in the National Register of Historic Places that will be affected by this project.

In addition, available evidence indicates that the proposed work will not affect a species proposed or designated by the U.S. Department of the Interior as threatened or endangered, nor will it affect the critical habitat of any such species.

This notice is promulgated in accordance with Title 33, Code of Federal Regulations, parts 320-330. Any interested party desiring to comment on the work described herein may do so by submitting their comments, in writing, so that they are received no later than 4:30 pm on the expiration date of this notice.

Comments should be sent to the U. S. Army Corps of Engineers, 1776 Niagara Street, Buffalo, New York 14207, and should be marked to the attention of Lesta M. Ammons, or by e-mail at: Lesta.M.Ammons@LRB01.usace.army.mil. A lack of response will be interpreted as meaning that there is no objection to the work as proposed.

Comments submitted in response to this notice will be fully considered during the public interest review for this permit application. All written comments will be made a part of the administrative record which is available to the public under the Freedom of Information Act. The Administrative Record, or portions thereof may also be posted on a Corps of Engineers internet web site. Due to resource limitations, this office will normally not acknowledge the receipt of comments or respond to individual letters of comment.

Any individual may request a public hearing by submitting their written request, stating the specific reasons for holding a hearing, in the same manner and time period as other comments.

Public hearings for the purposes of the Corps permit program will be held when the District Commander determines he can obtain additional information, not available in written comments, that will aid him in the decision making process for this application. A Corps hearing is not a source of information for the general public, nor a forum for the resolution of

issues or conflicting points of view (witnesses are not sworn and cross examination is prohibited). Hearings will not be held to obtain information on issues unrelated to the work requiring a permit, such as property ownership, neighbor disputes, or the behavior or actions of the public or applicant on upland property not regulated by the Department of the Army. Information obtained from a public hearing is given no greater weight than that obtained from written comments. Therefore, you should not fail to make timely written comments because a hearing might be held.

The decision to approve or deny this permit request will be based on an evaluation of the probable impact, including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among these are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

SIGNED

Thomas C. Switala
Chief, Regulatory Branch

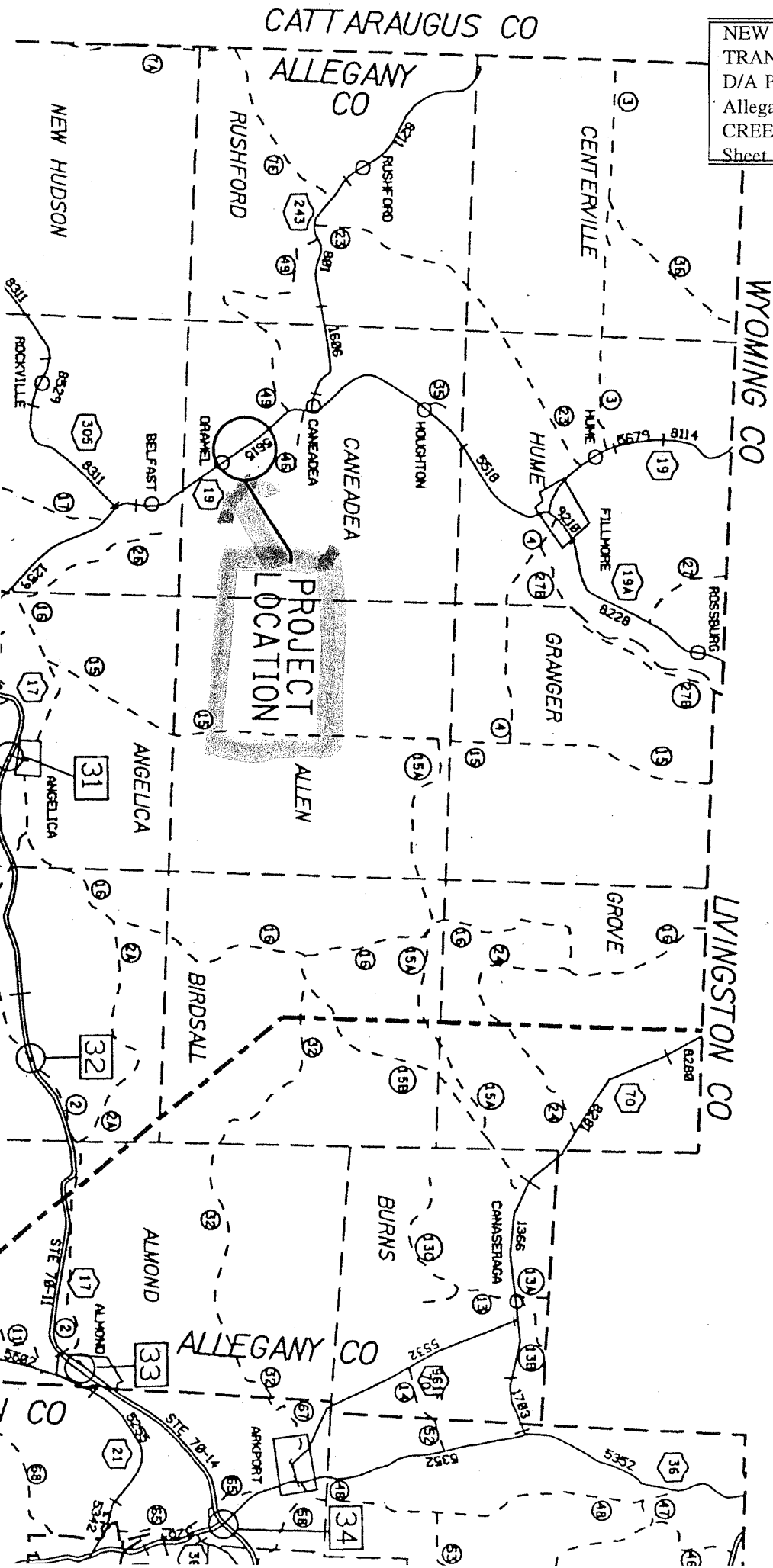
NOTICE TO POSTMASTER: It is requested that this notice be posted continuously and conspicuously for 30 days from the date of issuance.

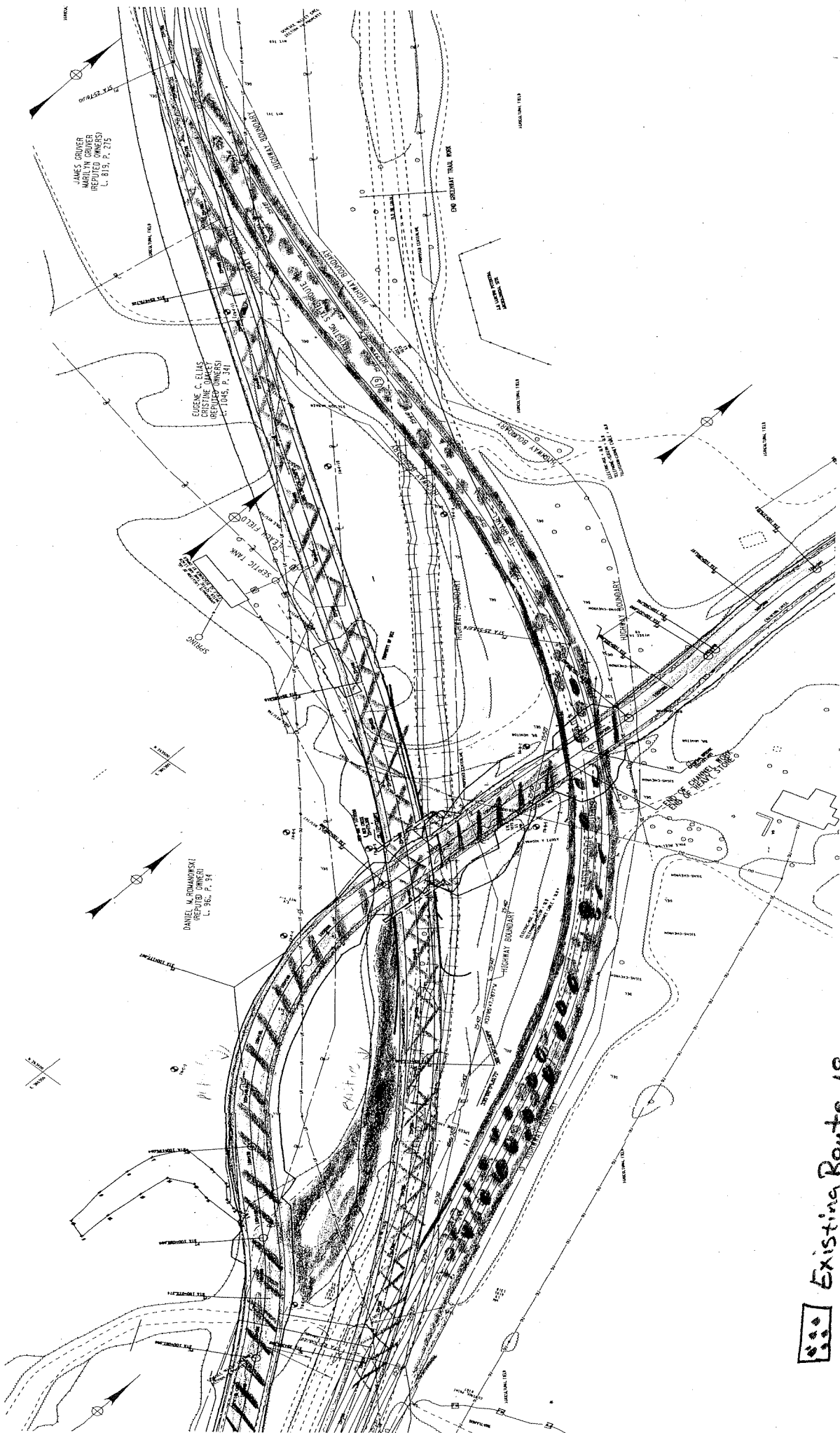
NEW YORK STATE DEPARTMENT OF
TRANSPORTATION
D/A Processing No. 2004-00589(0)
Allegany County, New York Quad: BLACK
CREEK
Sheet 1 of 5





STATE OF NEW YORK
DEPARTMENT OF TRANSPORTATION
OFFICE OF ENGINEERING

SR19 SAFETY REALIGNMENT, SH 5615
BIN 1015040 OVER CRAWFORD CREEK
TOWN OF CANEADEA, ALLEGANY COUNTY

SHEETS ALLEGANY COUNTY CONTRACT

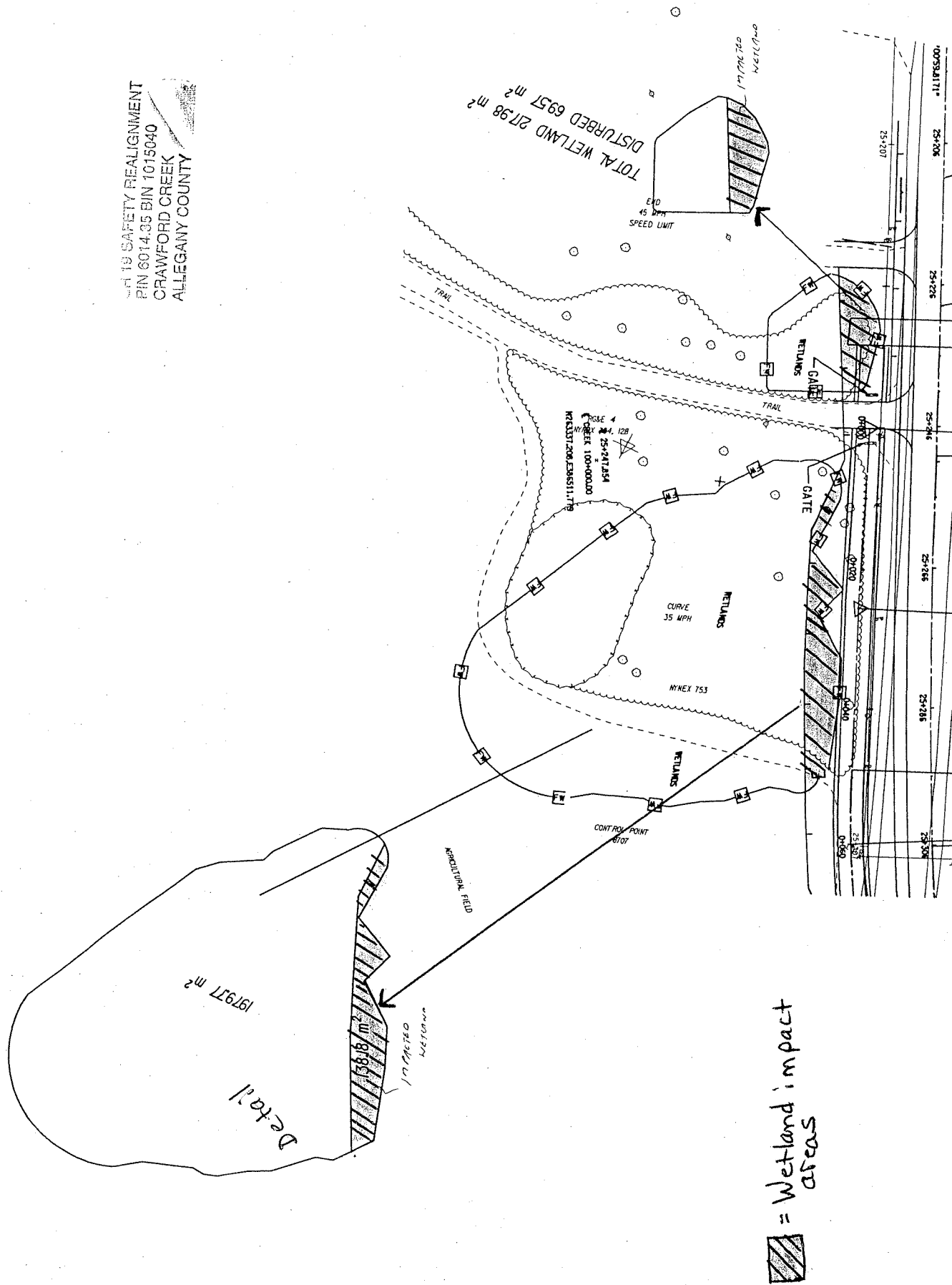




-  Existing Route 19
-  Proposed Realignment Route 19
-  Existing channel Crawford Creek
-  Proposed channel Crawford Creek

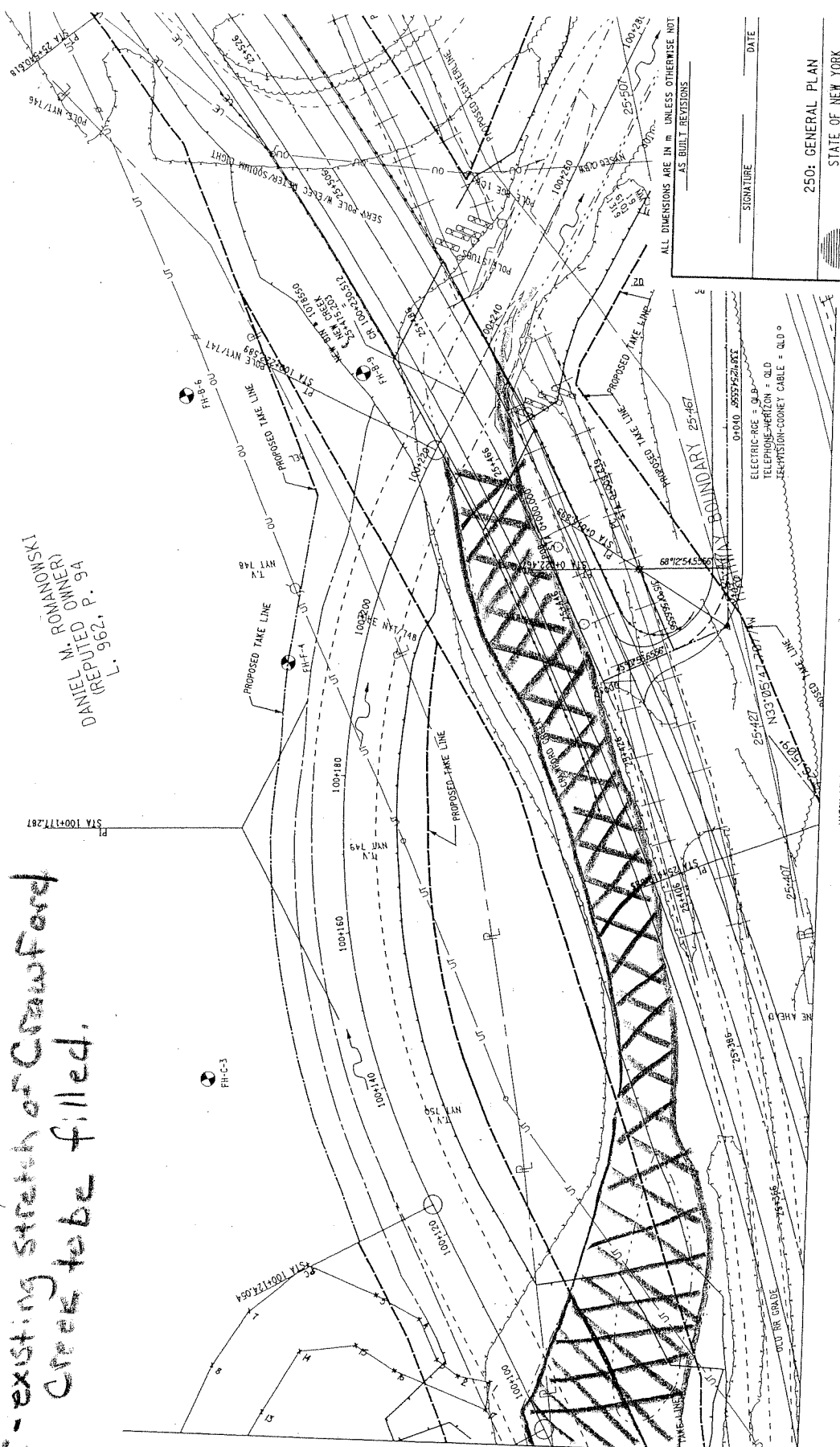
(Note: Wetland impacts represented on Separate page)

CH 13 SAFETY REALIGNMENT
PIN 6014.35 BIN 1015040
CRAWFORD CREEK
ALLEGANY COUNTY



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TRANSPORTATION
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Sheet 3 of 5

~~XX~~ - existing stretch of Crawford Creek to be filled.



FEED ROAD REG. NO.	STATE N.Y.	CONTRACT NO.	SHEET NO.
SR 19	SH 5515		
CRAWFORD CREEK SAFETY PROJECT			
TOWN OF CANADEA, ALLEGANY COUNTY			
P.L.N. 6014.35	B.L.N. 1015040	NEW	

ALL DIMENSIONS ARE IN M UNLESS OTHERWISE NOT
AS BUILT REVISIONS

SIGNATURE _____ DATE _____

250: GENERAL PLAN

STATE OF NEW YORK
DEPARTMENT OF TRANSPORTATION

FILE NAME A.P.L.T. REGION 6 DATE 01/02/04 DRAW 5

NEW YORK STATE DEPARTMENT OF
TRANSPORTATION
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